

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Erika Canas, et al.

No. C CV08-03598 PVT

Plaintiff(s),

v.

City of Sunnyvale, et al.

Defendant(s).

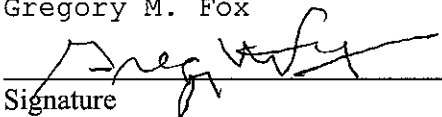
**DECLINATION TO PROCEED BEFORE  
A MAGISTRATE JUDGE  
AND  
REQUEST FOR REASSIGNMENT TO A  
UNITED STATES DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

Gregory M. Fox

Dated: July 29, 2080

  
Signature

Counsel for Defendants

(Plaintiff, Defendant, or indicate "pro se")

1 I, Jan Taheny declare that:

2 I am employed in the County of San Francisco, California; I am over the age of eighteen years  
3 and not a party to the within cause; and my business address is 2749 Hyde Street, San Francisco,  
4 California 94109.

5 I am readily familiar with the practice of Bertrand, Fox, & Elliot for the processing of  
6 correspondence, said practice being that in the ordinary course of business, correspondence is  
7 deposited in the United States Postal Service the same day as it is placed for processing.

8 On **July 29, 2008**, I served the following document(s):

9 **DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR**  
10 **REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE**

11 in said cause, on the following interested parties:

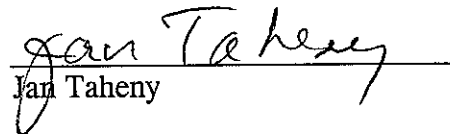
12 James Roberts, Esq.  
13 Roberts & Elliott LLP  
14 Ten Almaden Blvd., Suite 500  
15 San Jose, CA 95113  
16 Fax: (408) 287-3782

*Attorney for Plaintiffs*

17 Said service was performed in the following manner:

18 **( X ) BY U.S. POSTAL SERVICE (Mail):** I placed each such document in a sealed envelope  
19 addressed at noted above, with first-class mail postage thereon fully prepaid, for collection and  
20 mailing at San Francisco, California, following the above-stated business practice, on this date.

21 I declare under penalty of perjury under the laws of the State of California that the  
22 foregoing is true and correct. Executed **July 29, 2008**, at San Francisco, California.

23   
24 Jan Taheny  
25  
26  
27  
28